THE MYSORE MINISTERS SALARIES AND ALLOWANCES ACT, 1956.

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MYSORE ACT No. 5 OF 1957.

(First published in the Mysore Gazette *on the Twenty-eight Day of January* 1957.)

THE MYSORE MINISTERS SALARIES AND ALLOWANCES ACT, 1956.

(As amended by Acts, 26 of 1966, 9 of 1967 and 17 of 1968)

(Received the assent of the Governor on the Twenty-seventh Day of January 1957.)

AN ACT TO PROVIDE FOR THE SALARIES AND ALLOWANCES OF THE MINISTERS, [1][MINISTERS OF STATE AND DEPUTY MINISTERS] OF THE STATE OF MYSORE AND CERTAIN OTHER MATTERS.

WHEREAS it is expedient to provide for the salaries and allowances of the Ministers, [1][Ministers of State and Deputy Ministers] of the State of Mysore and certain other matters;

BE it enacted by the Mysore State Legislature in the Seventh Year of the Republic of India as follows:

1. *Short title and commencement.*—(1) This Act may be called the Mysore Ministers Salaries and Allowances Act, 1956.

(2) It shall be deemed to have come into force on the first day of November 1956.

2. *Definitions.*—In this Act, unless the context otherwise requires—

(*a*) 'highest class' in relation to journeys by train includes air-conditioned accommodation available in the train;

[2][(*b*) 'Minister', 'Minister of State' and 'Deputy Minister' mean, respectively, 'Minister', 'Minister of State' and 'Deputy Minister' and 'Minister' includes the Chief Minister;

(*c*) 'prescribed' means prescribed by rules made under this Act;

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1. Inserted by Act 17 of 1968.
2. Substituted by Act 17 of 1968.

(*d*) 'residence' includes the staff quarters and other buildings appurtenant thereto and the gardens thereof.

3. *Salaries of Ministers.*—There shall be paid to each Minister a salary of [1][one thousand and two hundred] rupees per mensem.

4. *Residences of Ministers.*—(1) Each Minister shall be entitled, without payment of rent, to the use of a furnished residence in the City of Bangalore throughout his term of office and for a period of fifteen days immediately thereafter, or in lieu of such furnished residence to a house rent allowance at the rate of [1][three hundred and fifty] rupees per mensem. The furnishing of a residence provided under this sub-section shall be on such scales as may prescribed.

(2) In a residence used by a Minister who is entitled to a house rent allowance in lieu of a furnished residence, three rooms shall be furnished by the State Government on such scales as may be prescribed, to be used for official purposes.

5. *Conveyance for Ministers.*—(1) The State Government may provide a suitable motor car for the use of each Minister.

(2) There shall be paid to each Minister a conveyance allowance at the rate of [1][three hundred and fifty] rupees per mensem.

6. *Charges payable by the Minister and the Government.*—(1) Each Minister shall in respect of the residence and motor car allotted for his use under sub-section (1) of section 4 and section 5, be liable to pay the following charges, namely :—

(*a*) cost of petrol and oil required for the motor car ;

(*b*) when the monthly charges for the consumption of electricity in the residence exceed [1][seventy-five] rupees in any month, the charges in excess of such sum.

(2) All other charges for the maintenance and upkeep of the residence provided under sub-section (1) of section 4 and the motor car provided under section 5, including the cost of repairs thereof, the salaries and allowances of the drivers and cleaners of such motor car rates and taxes, and all expenditure for the layout and the maintenance of the gardens included in such residence, shall be borne by the State Government.

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1. Substituted by Act 9 of 1967.

[1][6A. *Salaries of Minister of State.*—There shall be paid to each Minister of State a salary of one thousand rupees per mensem.

6B. *Residences of Ministers of State.*—(1) Each Minister of State shall be entitled, without payment of rent, to the use of a furnished residence in the City of Bangalore throughout his term of office and for a period of fifteen days immediately thereafter, or in lieu of such furnished residence to a house rent allowance at the rate of three hundred and fifty rupees per mensem. The furnishing of a residence provided under this sub-section shall be on such scales as may be prescribed.

(2) In a residence used by a Minister of State who is entitled to a house rent allowance in lieu of a furnished residence, three rooms shall be furnished by the State Government on such scales as may be prescribed, to be used for official purposes.

6C. *Conveyance for Minister of State.*—(1) The State Government may provide a suitable motor car for the use of each Minister of State.

(2) There shall be paid to each Minister of State a conveyance allowance at te rate of three hundred and fifty rupees per mensem.

6D. *Charges payable by the Minister of State and the Government.*—(1) Each Minister of State shall in respect of the residence and motor car allotted for his use under sub-section (1) of Section 6B and Section 6C, be liable to pay the following charges, namely:—

(*a*) cost of petrol and oil required for the motor car;

(*b*) when the monthly charges for the consumption of electricity in the residence exceed seventy-five rupees in any month, the charges in excess of such sum.

(2) All other charges for the maintenance and upkeep of the residence provided under sub-section (1) of Section 6B and the motor car provided under Section 6C, including the cost of repairs thereof, the salaries and allowances of the drivers and cleaners of such motor car, rates and taxes, and all expenditure for the layout and the maintenances of the gardens included in such residence, shall be borne by the State Government.]

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1. Sections 6A to 6D inserted by Act 17 of 1968.

7. *Salaries of Deputy Ministers.*—There shall be paid to each Deputy Minister a salary of [1][eight hundred] rupees per mensem.

8. *Residence of Deputy Ministers.*—(1) Each Deputy Minister shall be entitled without payment of rent to the use of a furnished residence in the City of Bangalore throughout his term of office and for a period of fifteen days immediately thereafter or in lieu of such furnished residence to a house rent allowance at the rate of [1][two hundred and fifty] rupees per mensem. The furnishing of a residence provided under this sub-section shall be on such scales as may be prescribed.

(2) In a residence used by a Deputy Minister who is entitled to a house rent allowance in lieu of a furnished residence, three rooms shall be furnished by the State Government on such scales as may be prescribed, to be used for official purposes.

[1][9. *Conveyance for Deputy Ministers.*—(1) The State Government may provide a suitable motor car for the use of each Deputy Minister.

(2) There shall be paid to each Deputy Minister a conveyance allowance of rupees three hundred and fifty per mensem.

[1][10. *Charges payable by the Deputy Minister and the Government.*—(1) Each Deputy Minister shall in respect of the residence and motor car allotted for his use under sub-section (1) of section 8 and section 9, be liable to pay the following charges, namely:—

(*a*) cost of petrol and oil required for the motor car;

(*b*) when the monthly charges for the consumption of electricity in the residence exceed seventy-five rupees in any month, the charges in excess of such sum.

(2) All other charges for the maintenance and upkeep of the residence provided under sub-section (1) of section 8 and the motor car, provided under section 9 including the cost of repairs thereof, the salaries and allowances of the drivers and cleaners of such motor cars, rate and texes, and all expenditure for the layout and the maintenance of the gardens included in such residence, shall be borne by the State Government.

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1. Substituted by Act 9 of 1967.

11. *Travelling Allowances of a* [1][*Minister, a Minister of State*] *or a Deputy Minister on assuming or relinquishing office.*—[1][A Minister, Minister of State] or Deputy Minister shall—

(*a*) for the journey in respect of assuming office, to the City of Bangalore, from his usual place of residence in the State if it is outside the City, and

(*b*) for the journey in respect of relinquishing office, from the City of Bangalore, to his usual place of residence in the State before he assumed office if such place is outside the City,

be entitled to travelling allowance for himself and the members of his family and for the transport of his personal effects at the rates hereinafter specified, namely :—

(i) the actual charges incurred by the [1][Minister, the Minister of State or the Deputy Minister] for himself and the members of his family, whether the journey is made by train or by road or both ;

(ii) the actual charges incurred for the transport of the personal effects whether by road or by rail : provided that if a railway wagon is reserved for such transport, the charges for such wagon.

Explanation.—For the purpose of this section, member of the family means the husband, wife, son, daughter, father, mother, brother or sister if wholly dependent on and residing with the [1][Minister the Minister of State] or the Deputy Minister, as the case may be.

12. *Travelling and other allowances on tours.*—(1) [1][Every Minister, Minister of State and Deputy Minister] shall be entitled, while touring on duty connected with his office, to travelling and daily or other allowances at the rates and upon the conditions specified in this section.

(2) While touring on official business every [1][Minister, Minister of State and Deputy Minister] shall be entitled—

(*a*) for journeys by train to one and [2][half] times the single fare of the highest class available in the train :

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1. Substituted by Act 17 of 1968.
2. Substituted by Act 9 of 1967.

Provided that if a [1][Minister, a Minister of State or a Deputy Minister] reserves a compartment for the journey, the charges for such compartment shall be borne by the State Government;

Provided further that if any person in addition to the [1][Minister, a Minister of State or the Deputy Minister travels in the reserved compartment, charges in respect of such person shall be recovered and credited to Government;

(*b*) for journeys by road, to road mileage at [2][forty paise per kilometer];

(*c*) for journeys by air, to one and one-fifth times the single fare paid for such journeys [1][and to the prescribed insurance premium for insurance against the accidents during such pourneys.]

(*d*) to daily allowance at [2][twenty] rupees per day for the days of journey and for the days of halt at any place :

Provided that in the case of tours outside the State, the daily allowance shall be at [2][forty] rupees per day for the days of journey and for the days of halt at any place :

Provided further that if a Minister, a State Minister or a Deputy Minister is treated as a State Guest, he shall be entitled only to one-fourth of the daily allowance for the period for which he is treated as a State Guest.

[3][(2A) While touring outsid India, every [1][Minister, Minister of State and Deputy Minister] shall be entitled—

(*a*) for journeys by air, train or sea, to one and one-fifth times the single fare of the class by which he travels [4][and in respect of journeys by air also to the prescribed insurance premium for insurance against accidents during such journeys.]

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1. Substituted by Act 17 of 1968.
2. Substituted by Act 9 of 1967.
3. Inserted by Act 26 of 1966.
4. Inserted by Act 17 of 1968.

(*b*) to daily allowance at rupees one hundred per day for the days of journey and for the days of halt at any place :

Provided that the State Government may, in special circumstances, authorise by order payment of daily allowance at such rate not exceeding rupees one hundred and fifty per day as may be specified in the order "].

[1][(2B) When a Minister, Minister of State or Deputy Minister while making a journey by road in a motor car provided by the State Government, has to undertake in the public interest further journey by train or by air, he shall be entitled to the petrol charges incurred by him for the return of the motor car to the city of Bangalore from the place at which he ceases to use the motor car.

(2C) Every Minister, Minister of State and Deputy Minister shall in addition to the allowances payable under sub-section (2), be entitled to use without payment of charges, the motor cars maintained by the State Government at the Mysore Bhavan in New Delhi.

(3) The State Government may maintain suitable motor cars for tours by Ministers, [2][Ministers of States and Deputy Ministers] in prescribed places within the State which are not easily accessible, and when such motor cars are used by any [2][Minister, Minister of State or Deputy Minister] on tour, then, notwithstanding anything contained in sub-section (2), he shall not be entitled to any allowance other than the daily allowance.

13. *Medical attendance.*—Subject to rules made by the State Government, [2][a Minister, Minister of State and a Deputy Minister and the members of the family of the Minister, Minister of State or the Deputy Minister] who are residing with and are dependent on him shall be entitled free of charge to accommodation in hospitals maintained by the State Government and to medical attendance and treatment.

Explanation.—For the purpose of this section, member of the family means the husband, wife, son, daughter, father, mother, brother or sister.

14. [2][*Ministers, Ministers of State and Deputy Ministers not to practise profession, etc.*—A Minister, a Minister of State or a

1. Inserted by Act 17 of 1968.
2. Substituted by Act 17 of 1968.

Deputy Minister shall not, during the tenure of his office, practise any profession or engage in any trade or undertake for remuneration, any employment other than his duties as Minister, Minister of State or Deputy Minister.]

15. *Power to make rules.*—(1) The State Government may, by notification in the *Mysore Gazette,* make rules for carrying out the purposes of this Act.

[1][(1A) Any rule under this Act may be made to have effect retrospectively, and if any such rule is made, a statement specifying the reasons for making such a rule shall be laid before both Houses of State Legslature along with the rule under sub-section (2).

(2) All rules made under sub-section (1) shall be laid, as soon as may be, after they are made, before each House of the State Legislature while it is in session for a total period of one month which may be comprised in one session or in two or more sessions and if, before the expiry of the said period, either House of the State Legislature makes any modification in the rules or directs that any rule shall not have effect and, if the modification or direction is agreed to by the other House, the rules shall thereafter have effect only in such modified form or be of no effect, as the case may be.

16. *Repeal of Mysore Ordinance No. 2 of* 1956 *and savings.*— The Mysore Minister's Salaries and Allowances Ordinance, 1956 is hereby repealed; but any rules made, anything done and any action taken under the said Ordinance shall be deemed to have been made, done or taken under this Act as if this Act had come into force on the first day of November 1956 and all rules made under the said Ordinance shall be laid, as soon as may be, after the passing of this Act, before each House of the State Legislature while it is in session for a total period of one month which may be comprised in one session or in two or more sessions and if, before the expiry of the said period, either House of the State Legislature makes any modification in the rule or directs that any rule shall not have effect and, if the modification or direction is agreed to by the other House, the rules shall thereafter have effect only in such modified form or be of no effect, as the case may be.

1. Inserted by Act 17 of 1968.